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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
EUGENE DIVISION

<p>UNITED STATES OF AMERICA,</p> <p>Plaintiff,</p> <p>v.</p> <p>PIROUZ SEDAGHATY,</p> <p>Defendant.</p>
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CR 05-60008 HO

SECOND ADDITION TO MOTION IN
LIMINE

Defendant Pirouz Sedaghaty, through his attorneys, Steven T. Wax and Lawrence Matasar, hereby adds to his Motion in Limine that the government should be prevented from

- 1) referring to anyone as a co-conspirator. This reference, if probative, is substantially outweighed by unfair prejudice and should not be made during trial. Fed. R. Evid. 403.
- 2) The government should be prevented from referring to anyone or any organization as a designated terrorist. While the government has designated Soliman Al Buthe, Aqeel al Aqeel, several other Al Haramain officers, and several branches of Al Haramain as terrorists (including Al Haramain USA), these designations are irrelevant to the charges brought against Mr. Sedaghaty. F.R.E. 401 and 402. In addition, these designations took place many years after the events at issue in this case. Even if relevant, any probative value is substantially outweighed by unfair prejudice and the designations should be excluded from the evidence at trial. F.R.E. 403.

Submitted this 3rd day of May, 2010.

/s/ Steven T. Wax
Steven T. Wax
Federal Public Defender

/s/ Lawrence Matasar
Lawrence Matasar